

KAYE SCHOLER LLP

ORIGINAL

The McPherson Building
901 Fifteenth Street, NW
Washington, DC 20005
202 682-3500
Fax 202 682-3580
www.kayescholer.com

Allan G. Moskowitz
202 682-3501
Fax 682-3580
amoskowitz@kayescholer.com

January 5, 2004

RECEIVED

JAN - 5 2004

Federal Communications Commission
Office of Secretary

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 - 12th Street, SW
Washington, DC 20554

Re: MB Docket No. 03-231
RM-10818

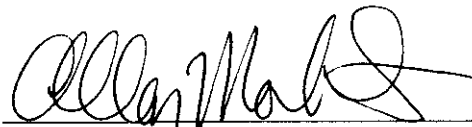
Dear Ms. Dortch:

On behalf of Megahertz Licenses, LLC, licensee of Radio Stations WWLY(FM), Huntingdon, Pennsylvania and WXMJ(FM), Mt. Union, Pennsylvania and petitioner in the above-referenced rulemaking docket, we are herewith submitting an original and four copies of its "Comments" in response to the Notice of Proposed Rulemaking in the above-referenced docket.

Should any questions arise with respect to this matter, please contact the undersigned counsel.

Respectfully submitted,

KAYE SCHOLER LLP

By: 
Allan G. Moskowitz

No. of Copies rec'd 0+4
List ABCDE

13060174 WPD

NEW YORK CHICAGO LOS ANGELES WASHINGTON, D C WEST PALM BEACH FRANKFURT HONG KONG LONDON SHANGHAI

BEFORE THE
Federal Communications Commission

WASHINGTON, D C 20554

RECEIVED

JAN - 5 2004

*Federal Communications Commission
Office of Secretary*

In the Matter of

)

)

Amendment of Section 73 202(b),

)

MB Docket No. 03-231

Table of Allotments

)

RM-10818

FM Broadcast Stations.

)

(Mt. Union, Huntingdon, Centre

)

Hall and South Williamsport,

)

Pennsylvania)

)

To: Assistant Chief
Audio Division

COMMENTS

Megahertz Licenses, LLC, ("Megahertz") licensee of Radio Stations

WHUN(AM)/WWLY(FM), Huntingdon Pennsylvania and WXMJ(FM), Mt. Union,

Pennsylvania, hereby submits its Comments in response to the Notice of Proposed Rulemaking,

("NPRM") DA 03-3552, released November 14, 2003 in the above-referenced Docket. In

support thereof, the following is respectfully shown:

1. In its "Petition for Rulemaking", Megahertz requested the deletion of Channel 292A at Huntingdon, Pennsylvania, the reallocation of Channel 292A at Mt. Union, Pennsylvania and the modification of the license of Radio Station WWLY(FM) accordingly. Megahertz also requested the substitution of Channel 258B1 for Channel 258A, the reallocation of that Channel from Mt. Union to Centre Hall, Pennsylvania and the modification of the license of Radio Station WXMJ(FM) accordingly. Additionally, Megahertz proposed to change the transmitter site for

Radio Station WZXR(FM), South Williamsport, Pennsylvania operating on Channel 257A and submitted a letter of consent.

2. The Commission's NPRM agreed that the proposed reallocation of Channel 258B1 would provide Centre Hall with its first local aural broadcast service and that the reallocation of 292A to Mt. Union would prevent the removal of the sole local service at that community. However, the NPRM notes that while Mt. Union is not part of the State College urbanized area, nor does the existing 70 dBu signal of Radio Station WXMJ(FM) cover any portion of an urbanized area, Centre Hall is located within the State College, Pennsylvania Urbanized Area and the proposed allotment of Channel 258B1 at Centre Hall would allow the 70 dBu signal of WXMJ(FM) to cover 100% of that urbanized area.

3. However, the Petitioner submits that the Commission has erred in that Centre Hall is not within the State College urbanized area. Attached hereto as Exhibit 1 is the Engineering Statement of William J. Getz of Carl T. Jones Corporation, Technical Advisor to the Petitioner. As indicated therein and on Engineering Exhibit 6, Centre Hall is approximately four miles from the nearest boundary of the State College urbanized area and no percentage of the community is within the urbanized area. Consequently, the Petitioner submits an analysis pursuant to the requirements of Faye and Richard Tuck, 3 FCC Rcd. 5374 (1988) ("Tuck") in determining whether Centre Hall is entitled to preference as a first local service is unnecessary.

4. However, in an abundance of caution, the Petitioner will, alternatively, address the Commission's Tuck concerns. Pursuant to Tuck, the Commission specified three (3) factors for evaluating a community's independence in order to establish an allotment preference as a first local service: (1) signal population coverage; (2) the size and proximity of the suburban community relative to the metropolis; and (3) the interdependence of the suburban community

with the metropolis. Of these three (3) factors, the Commission has determined that the most significant is the third.

5. The Commission considers eight (8) factors in assessing the independence of a specified community: (1) the extent to which the community residents work in the larger metropolitan area, rather than the specified community; (2) whether the smaller community has its own newspaper or other media to cover the community's local needs and interest; (3) whether community leaders and residents perceive the specified community as being an integral part of or separate from the larger metropolitan area; (4) whether the specified community has its own local government and elected officials; (5) whether the smaller community has its own telephone book provided by the local telephone company or zip code; (6) whether the community has its own commercial establishments, health facilities and transportation systems; (7) the extent to which the specified community and the central city are part of the same advertising market; and (8) the extent to which the specified community relies on the larger metropolitan area for various municipal services such as police, fire protection, schools and libraries. Tuck, *supra*. All eight (8) factors need not favor the petitioner; however, if a majority of the factors demonstrate that the specified community is distinct from the urbanized area, the Commission will treat it as independent community. Id.; Parker and Port St. Joe, Florida, 11 FCC Rcd. 1095 Paragraphs 9-11 (1996) (finding that the proposed community was independent, although it lacked its own telephone directory and local newspaper and was included in the urbanized area's market by Arbitron); Jupiter and Hobe Sound, Florida, 12 FCC Rcd. 3570 Paragraph 3 (1997).

6. In the instant situation, the supporting and forthcoming documentation, evaluated in light of existing Commission's precedent in other change of community allocation

proceedings, abundantly supports a finding that Centre Hall is a community independent from State College, Pennsylvania.

(1) *Extent to Which the Residents of Centre Hall Work in the Town of Centre Hall.*

The 2000 U.S. Census Population of Centre Hall was 1,079 persons which has remained fairly steady for the last forty (40) years. The Petitioner will be supplementing this showing with additional material regarding this particular issue. For a community of its size, Centre Hall has numerous employers. It has two (2) separate airports; Penns Cave Airport and Centre Airpark. Other employers include The Meadows Psychiatric Center, Pennsylvania Academy of the Arts, Mt. Nittany Winery, Morton Buildings, Miller Motor Chevrolet, Charlie's Auto Body and Detailing and others. See Exhibit 2.

(2) *Newspapers and Other Media.* Centre Hall does not have any newspaper or other media of its own at present.

(3) *Community Leaders and Residents Perceive Themselves as Separate from State College.* The Borough of Centre Hall has its own unique identity and history that is separate from that of State College. In 1846, Henry Whitmore built the first improvement in Centre Hall, a large building occupied as a hotel and store. It became a post office station that same year. The water company was incorporated in 1858 and the principal part of the town laid out in 1867-1868. The Penns Valley Banking Company was organized to do business at Centre Hall in 1873. Centre Hall Borough was incorporated by decree of court on September 12, 1885. It is located approximately 10 miles from State College. As indicated in the attached, Tax Assessment Records for Centre Hall from 1886 can be found in the

basement of the Centre County Library, an historical museum. Consequently, Centre Hall is not a new suburban community that grew up as a result of the expansion of State College but is rather a community that has existed for over 150 years and was incorporated over 115 years ago. See Exhibit 2.

- (4) *Centre Hall Has its Own Local Government and Elected Officials.* As indicated on the Centre County Government Home Page, the Borough of Centre Hall has its own council with an elected Mayor, President, Vice President, five (5) person council, Zoning Officer, Constable, Tax Collector, etc. There are approximately three (3) full-time town employees and approximately ten (10) part-time employees. The Borough of Centre Hall had an \$800,000 total budget for the fiscal year 2003. Centre Hall imposes a property tax, an earned income tax, water rates and receives an amusement tax from the Grange Fair. See Exhibit 2.
- (5) *The Borough of Centre Hall Has its Own Zip Code and Separate Government Listings in the Telephone Directory.* The zip code designated exclusively for the Borough of Centre Hall is 16828. The U. S. Postal Service operates a Post Office at 113 East Church Street in Centre Hall to serve the Borough. The telephone listings for the Borough of Centre Hall are found in the telephone directory published by Verizon. See Exhibit 2.
- (6) *Centre Hall Has Its Own Commercial Establishments and Health Facilities.* There are numerous businesses located within Centre Hall. See Exhibit 2. A substantial number of these businesses identify with the community by using Centre Hall in their name. For example, the Centre Hall Farm Store, Centre Hall

Associates, Centre Hall Mason Supply, Centre Hall School Age Care are all located in Centre Hall.

Other commercial establishments located in Centre Hall include Mark D. Heintzelman Funeral Service, Jersey Shore State Bank and Northwest Savings Bank, Brody's Diner, Brothers Pizza of Centre Hall, Mt. Nittany Inn, The Whistle Stop Restaurant, Fantastic Cobras Dealership, Premiere Financial Services, Inc., John R. Sneddon, Ltd. (Fine Art dealer), Charlie's Auto Body and Detailing, Morton Buildings, Inc., No. 1 Cycle Center, SaveFace Face Shield, Tait Farm Foods and Confer's Country Market. Centre Hall has various hotels and Bed & Breakfasts, including Early's Town Manor, Mt. Nittany Inn, Keller House and Sweet Annie's. Centre Hall has recreation services and various community activities. Centre Hall is the site of the Grange Park which is the site of the annual Centre County Grange Encampment and Fair. Centre Hall has its own Boy Scouts of America Troop, Centre Hall Lion's Club, women's club (established in 1938) and the Senior Center. Centre Hall is the home of the Pennsylvania Academy of the Arts which offers education in dance as well as private music instruction. A local attraction is Penns Cave, a water cavern and wildlife sanctuary. The Mt. Nittany Winery is located in Centre Hall. Centre Hall also has a retirement community. Centre Hall is also home to a number of religious organizations such as Calvary Bible Church, St. Luke's Lutheran Church, Grace United Methodist Church, Trinity United Church of Christ and Emmanuel Union Church. A number of health care providers are located in the Borough of Centre Hall. These include Dr. Thomas Penders and The Meadows Psychiatric Center which employs

four (4) full-time physicians. Additionally, three (3) veterinary practices are located in Centre Hall including All Creatures Veterinary Care, Centre Equine Practice and Elizabeth Ewaskiewicz. Centre Hall also has its own SPCA. See Exhibit 2.

- (7) *Extent to Which the Community and Central City are Part of the Same Advertising Market.* Centre Hall is only 15 miles from State College and, therefore, is within the State College Arbitron market. Centre Hall has no newspapers published within the community and businesses advertise in the newspapers of surrounding communities.
- (8) *Centre Hall is Self-Sufficient With Respect to Numerous Municipal Services.* The Borough of Centre Hall has an elected seven (7) member Borough Council presided over by an elected Mayor. Centre Hall provides water to the community and the Centre Hall-Potter Sewer Authority provides sewage service. Centre Hall has its own volunteer fire company and Planning Commission. A District Justice serves the Boroughs of Centre Hall and Millheim and is located in Centre Hall. Centre Hall has its own elementary school with 323 students and a private primary and middle school located in Centre Hall, The Meadows School. Centre Hall has its own branch library, a part of the Centre County Library System. As indicated in the attached, the Centre Hall Area Branch Library has numerous programs for children, families and the community. As indicated in (4) above, Centre Hall has its own taxing authority and employees. See Exhibit 2.

7. Consequently, Centre Hall, as an independent, distinct community, is approximately 150 years old and was incorporated in 1885. The foregoing and attached clearly

establish that Centre Hall is sufficiently independent of State College to qualify for a first local service preference. Consistent with Tuck, Centre Hall has its own elected government, volunteer fire department, provides water and sewage services, has its own elementary school, post office, zip code, churches, organizations, and commercial establishments. Furthermore, Centre Hall is in no way contiguous with State College and, in fact, while it may only be 10 miles from State College it takes well over one-half hour to travel by automobile between the two communities. While Pennsylvania State University was also founded in the mid-1800's as an agricultural college, only 64 undergraduates were enrolled in 1875. Moreover, a community within the State College urbanized area has a radio station licensed to it. For example, Boalsburg, which only has a population of 3500 and which is approximately 6 six miles from State College, has an FM station licensed to it. See Parker and Port St. Joe, Florida, *supra*, where the community of Parker was only approximately 4 miles from Panama City but the fact that it was not contiguous with Panama City was found significant. Moreover, in that case two other suburban communities which separated Parker from Panama City had each been allotted FM stations.

8. Furthermore, as will be shown in a forthcoming supplement, Centre Hall's residents and leaders view themselves as living in a distinct community which has its own long history and traditions and institutions. While it is clear that some municipal services are supplied by Centre County and Potter Township, many factors underscore the fact that Centre Hall is an independent community deserving of a first local transmission service. Megahertz reserves the right to supplement the instant filing prior to the Reply date in this proceeding. Finally, Megahertz reiterates that Centre Hall is not within the State College urbanized area.

9. The NPRM also required Megahertz to provide further information regarding the gain and loss that existing service areas would experience if the changes proposed in the Petition

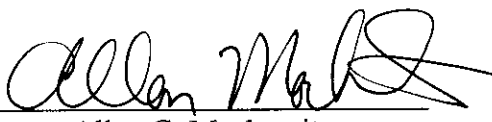
were adopted. Exhibit 1, the Engineering Statement, which addresses the Commission's concerns and supplies that data.

10. Megahertz hereby reiterates that should the Commission grant the instant proposal to substitute Channel 258B1 for Channel 258A and reallocate the channel from Mt. Union, Pennsylvania to Centre Hall, Pennsylvania and modify the license of WXMJ(FM) accordingly and to reallocate Channel 292A from Huntingdon, Pennsylvania to Mt. Union, Pennsylvania and modify the license of WWLY(FM) accordingly. Megahertz will file applications for the new facilities and will implement those applications expeditiously.

WHEREFORE, for the foregoing reasons, Megahertz Licenses, LLC respectfully requests that the Commission amend its Table of Allotments to upgrade Channel 258A to Channel 258B1 and reallocate the channel to Centre Hall, Pennsylvania and modify the license of WXMJ(FM) accordingly and reallocate Channel 292A from Huntingdon, Pennsylvania to Mt. Union, Pennsylvania and modify the license of WWLY(FM) accordingly.

Respectfully submitted,

MEGAHERTZ LICENSES, LLC

By: 
Allan G. Moskowitz
Its Attorney

KAYE SCHOLER LLP
901 15th Street, N.W.
Suite 1100
Washington, D.C. 20005
(202) 682-3500

January 5, 2004

EXHIBIT 1



**STATEMENT OF WILLIAM J. GETZ
IN SUPPORT OF COMMENTS IN
MB DOCKET NO. 03-231, RM-10818**

I am a Radio Engineer, an employee in the firm of Carl T. Jones Corporation with offices located in Springfield, Virginia. My education and experience are a matter of record with the Federal Communications Commission.

This office has been authorized by Megahertz Licenses, LLC, ("Petitioner") to prepare this statement in support of its Comments in MB Docket No. 03-231. On November 14, 2003, the Media Bureau issued a Notice of Proposed Rulemaking ("NPRM") in response to the Petitioner's Petition to Amend the FM Table of Allotments. The NPRM requested the Petitioner to supply further information regarding the gain and loss that each existing service area would experience if the changes proposed in the petition were adopted. This material provides the requested information.

Exhibit 1 through Exhibit 4 are maps which depict the present and proposed primary service circle for each existing service affected by the Petitioner's proposed changes. The maps depict the proposed gain and loss area for each individual proposal and the other aural services available to the gain and loss areas. Associated with each Exhibit is a Table (Table 1 through Table 4) which contains the population details for the gain and loss areas requested by the NPRM. Further, as requested by the NPRM, Exhibit 3 (and the associated Table 3)

STATEMENT OF WILLIAM J. GETZ
PAGE 2

contains the gain and loss information for Mount Union which compares the existing service area of Channel 258A to the proposed Channel 292A service area.

While this material provides the requested information relating to each individual aspect of the Petitioner's proposed arrangement of allotments, the Public Interest Showing Summary contained in the December, 2002, Petition to Amend the FM Table of Allotments provided information relating to the net effect proposed arrangement of Allotments. This Public Interest Showing Summary is updated and amended herein as Table 5.

STATE COLLEGE, PENNSYLVANIA, URBANIZED AREA

Paragraph 5 of the NPRM states, "Centre Hall is located within the State College, Pennsylvania, Urbanized Area, and the proposed allotment of Channel 258B1 at Centre Hall would allow the 70 dBu signal of Station WXMJ(FM) to cover 100 percent of that urbanized area". Contrary to this statement, Centre Hall is not located within the State College, PA, Urbanized Area. Exhibit 6 is a map which depicts the State College, PA, Urbanized Area (source: U.S. Department of Commerce, Bureau of the Census, 2000 US Census of Population) and the city-limits of Centre Hall (source: U.S. Department of Commerce, Bureau of the Census, 2000 US Census of Population). As the Exhibit clearly shows, Centre Hall is not located within the State College, PA, Urbanized Area.

STATEMENT OF WILLIAM J. GETZ
PAGE 3

This statement and the supporting exhibits were prepared by me or under my direct supervision and are believed to be true and correct.

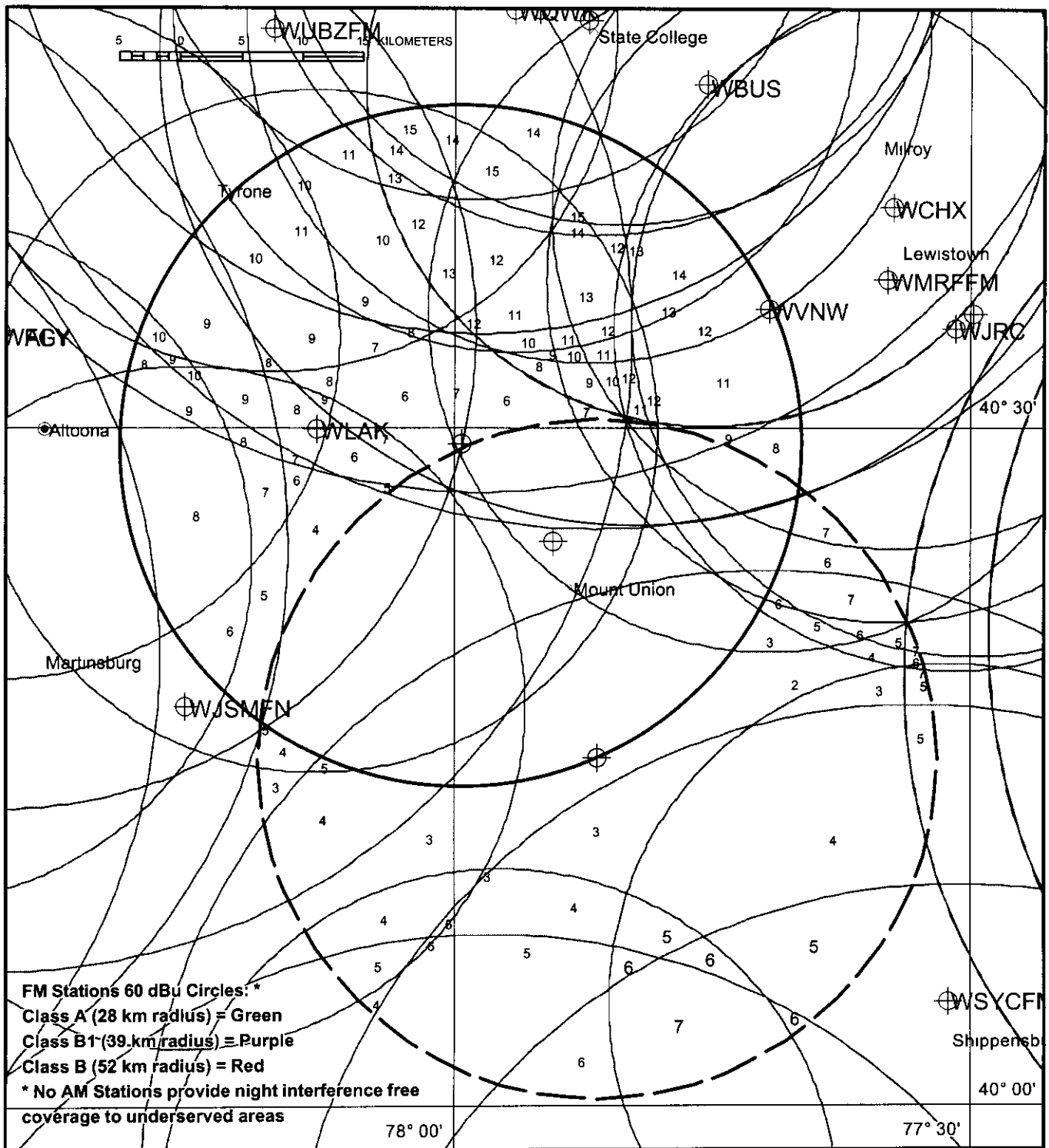
DATED: December 23, 2002



William J. Getz

Subject Stations 60 dBu Circles
 Present Black Solid
 Proposed Black Dashed
 Number of available aural services indicated
 in gain area and loss area

EXHIBIT 1



WWLY GAIN/LOSS AREA & OTHER SERVICES
 PRESENT: HUNTINGTON, PA (292A)
 PROPOSED: MOUNT UNION, PA (292A)
 DECEMBER, 2003

TABLE 1

WWLY(FM) GAIN AND LOSS AREA DETAILS

PRESENT WWLY(FM), HUNTINGTON, PA (CHANNEL 292A)
40-29-11 N.L. 77-59-35 W.L. (NAD-27)

PROPOSED WWLY(FM), MOUNT UNION, PA (CHANNEL 292A)
40-15-18 N.L. 77-51-41 W.L. (NAD-27)

GAIN AREA	GAIN AREA POPULATION	LOSS AREA	LOSS AREA POPULATION
<u>(km²)</u>	<u>(2000 Census)</u>	<u>(km²)</u>	<u>(2000 Census)</u>
1,497	18,651	1,497	39,183

GAIN AREA POPULATION DETAILS

Number of Persons which would gain a:

<u>1st Service</u>	<u>2nd Service</u>	<u>3rd Service</u>	<u>4th Service</u>	<u>5th Service</u>
0	1,844	3,152	5,659	5,637

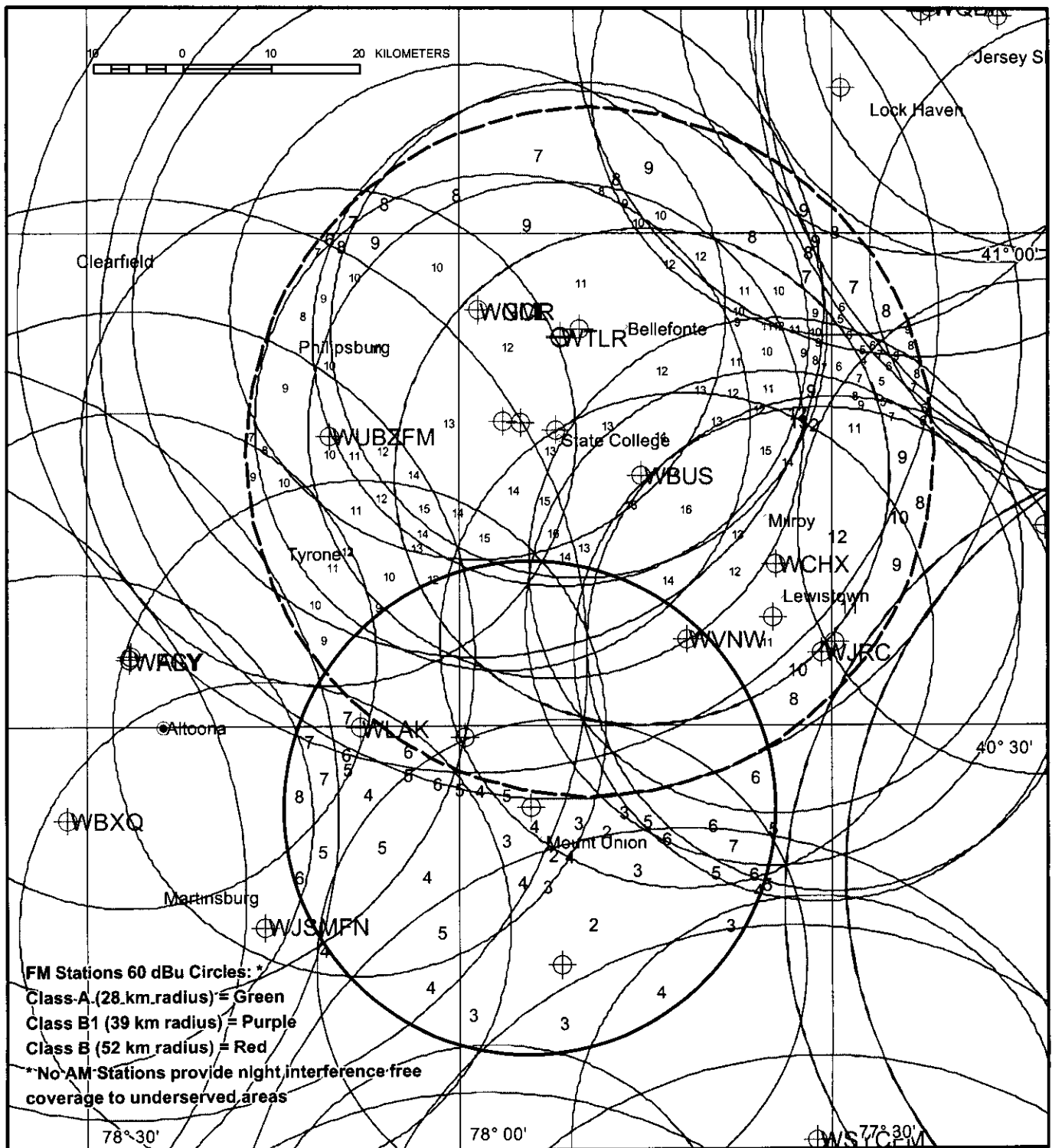
LOSS AREA POPULATION DETAILS

Number of Persons which would be left with

<u>0 Services</u>	<u>1 Service</u>	<u>2 Services</u>	<u>3 Services</u>	<u>4 Services</u>
0	0	0	0	1,374

Subject Stations Primary Service Circles.
 Present 60 dBu = Black Solid
 Proposed 57 dBu = Black Dashed
 Number of available aural services indicated
 in gain area and loss area

EXHIBIT 2



WXMJ GAIN/LOSS AREA & OTHER SERVICES
 PRESENT: MOUNT UNION, PA (258A)
 PROPOSED: CENTRE HALL, PA (258B1)
 DECEMBER, 2003

CARL T. JONES
 CORPORATION

TABLE 2**WXMJ(FM) GAIN AND LOSS AREA DETAILS**

PRESENT WXMJ(FM), MOUNT UNION, PA (CHANNEL 258A)

40-24-53 N L. 77-54-13 W.L (NAD-27)

PROPOSED: WXMJ(FM), CENTRE HALL, PA (CHANNEL 258B1)

40-46-39 N L 77-49-26 W L (NAD-27)

GAIN AREA (km ²)	GAIN AREA POPULATION (2000 Census)	LOSS AREA (km ²)	LOSS AREA POPULATION (2000 Census)
<u>3,813</u>	<u>190,110</u>	<u>1,516</u>	<u>24,115</u>

GAIN AREA POPULATION DETAILS

Number of Persons which would gain a:

<u>1st Service</u>	<u>2nd Service</u>	<u>3rd Service</u>	<u>4th Service</u>	<u>5th Service</u>
<u>0</u>	<u>0</u>	<u>0</u>	<u>37</u>	<u>524</u>

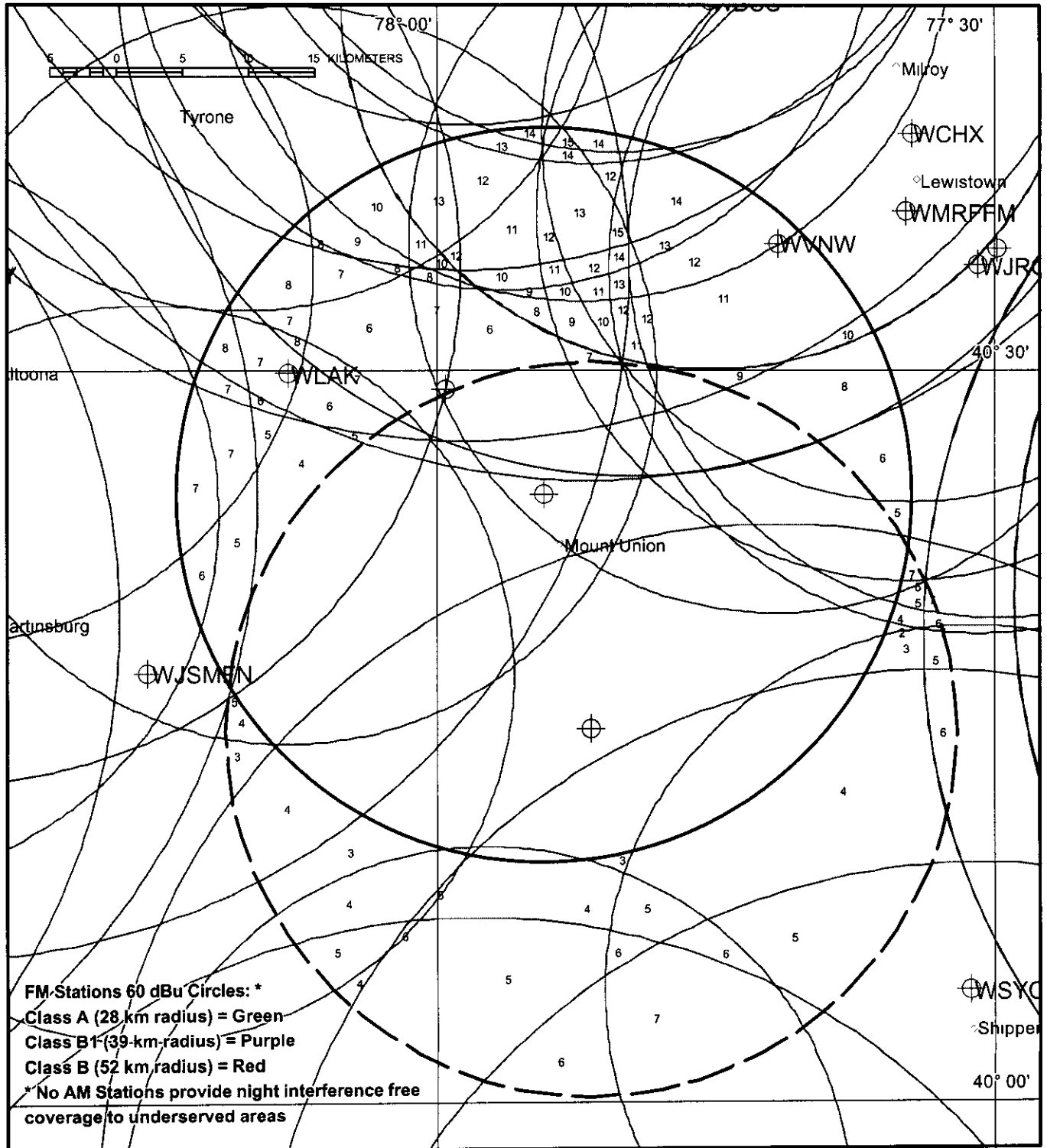
LOSS AREA POPULATION DETAILS

Number of Persons which would be left with:

<u>0 Services</u>	<u>1 Service</u>	<u>2 Services</u>	<u>3 Services</u>	<u>4 Services</u>
<u>0</u>	<u>0</u>	<u>3,647</u>	<u>7,261</u>	<u>5,861</u>

Subject Stations 60 dBu Circles
 Present Black Solid
 Proposed Black Dashed
 Number of available aural services indicated
 in gain area and loss area

EXHIBIT 3



MOUNT UNION, PA GAIN/LOSS AREA & OTHER SERVICES

PRESENT: MOUNT UNION, PA (258A)

PROPOSED: MOUNT UNION, PA (292A)

DECEMBER, 2003

CARL T. JONES
 CORPORATION

TABLE 3

MOUNT UNION, PA, GAIN AND LOSS AREA DETAILS

PRESENT : CHANNEL 258A
 40-24-53 N.L 77-54-13 W L (NAD-27)
 PROPOSED. CHANNEL 292A
 40-15-18 N.L. 77-51-41 W.L. (NAD-27)

GAIN AREA <u>(km²)</u>	GAIN AREA POPULATION <u>(2000 Census)</u>	LOSS AREA <u>(km²)</u>	LOSS AREA POPULATION <u>(2000 Census)</u>
987	12,564	987	32,665

GAIN AREA POPULATION DETAILS

Number of Persons which would gain a

<u>1st Service</u>	<u>2nd Service</u>	<u>3rd Service</u>	<u>4th Service</u>	<u>5th Service</u>
0	0	580	4,730	5,460

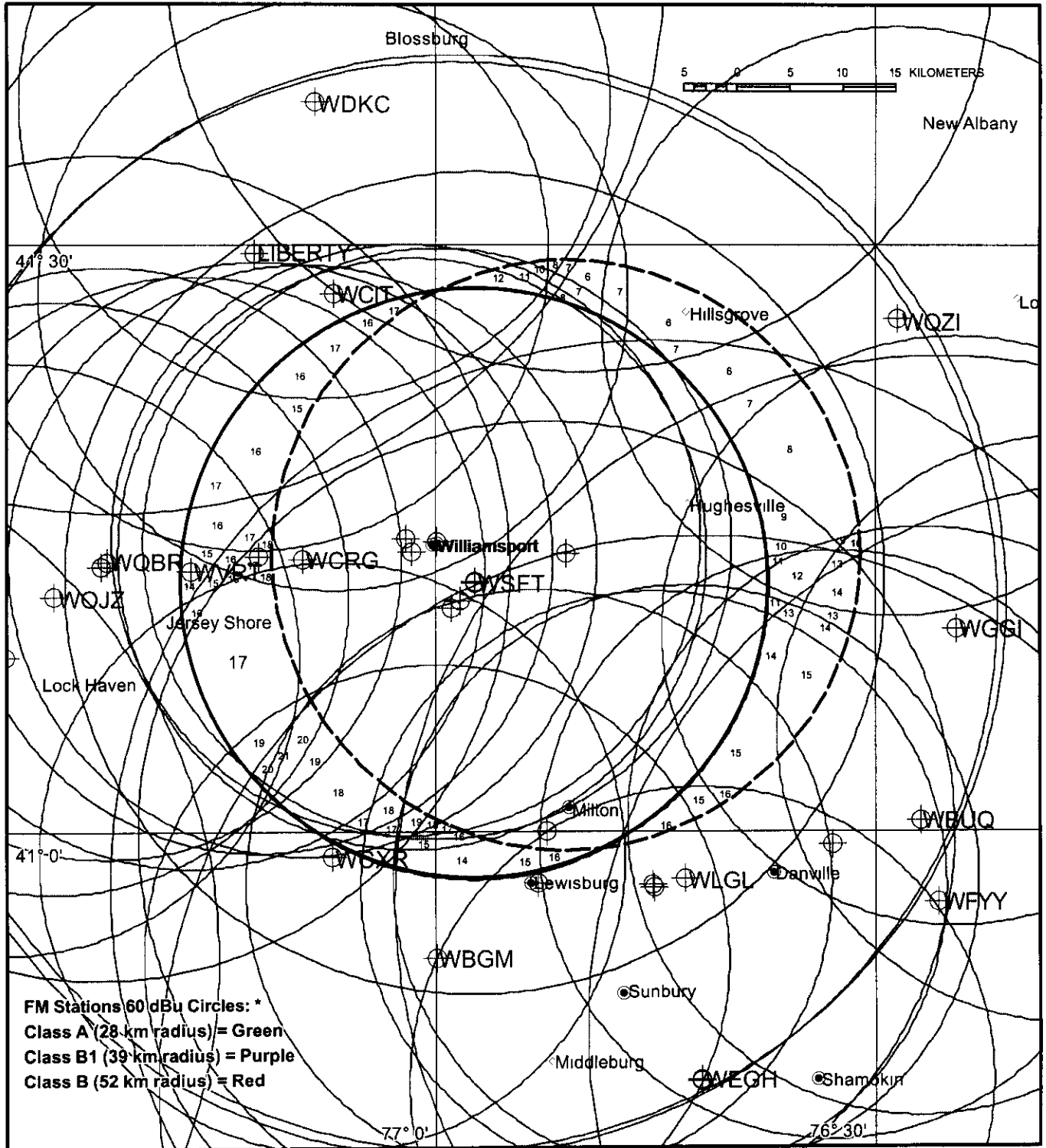
LOSS AREA POPULATION DETAILS

Number of Persons which would be left with.

<u>0 Services</u>	<u>1 Service</u>	<u>2 Services</u>	<u>3 Services</u>	<u>4 Services</u>
0	0	0	0	1,374

Subject Stations 60 dBu Circles
 Present Black Solid
 Proposed Black Dashed
 Number of available aural services indicated
 in gain area and loss area.

EXHIBIT 4



WZXR GAIN/LOSS AREA & OTHER SERVICES
 PRESENT: SOUTH WILLIAMSPORT, PA (257A)
 PROPOSED: SOUTH WILLIAMSPORT, PA (257A)
 DECEMBER, 2003

CARL T. JONES
 CORPORATION

TABLE 4**WZXR(FM) GAIN AND LOSS AREA DETAILS**

PRESENT . WZXR(FM), SOUTH WILLIAMSPORT, PA (CHANNEL 257A)
41-12-42 N.L. 76-57-16 W.L. (NAD-27)
PROPOSED. WZXR(FM), SOUTH WILLIAMSPORT, PA (CHANNEL 257A)
41-14-06 N L 76-51-02 W.L (NAD-27)

GAIN AREA (km²)	GAIN AREA POPULATION (2000 Census)	LOSS AREA (km²)	LOSS AREA POPULATION (2000 Census)
<u>504</u>	<u>5,620</u>	<u>504</u>	<u>18,648</u>

GAIN AREA POPULATION DETAILS

Number of Persons which would gain a:

<u>1st Service</u>	<u>2nd Service</u>	<u>3rd Service</u>	<u>4th Service</u>	<u>5th Service</u>
<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

LOSS AREA POPULATION DETAILS

Number of Persons which would be left with

<u>0 Services</u>	<u>1 Service</u>	<u>2 Services</u>	<u>3 Services</u>	<u>4 Services</u>
<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Public Interest Showing Summary
Proposed Rulemaking
December, 2003**

WZXR, South Williamsport, PA

Gain and Loss Area created by proposed change in allocation reference coordinates

<u>Minimum Number of Aural Services Available</u>	<u>Maximum Number of Aural Services Available</u>	<u>Description of Area Under Study See Map - Exhibit 2</u>	<u>Area (km²)</u>	<u>Population 2000 Census</u>
6	16	WZXR Gain Area	504	5,620
14	21	WZXR Loss Area	504	18,648

WXMJ, Mount Union to Centre Hall and WWLY, Huntingdon to Mount Union

**Combined Gain and Loss Areas created by reallocation, change in reference coordinates
and upgrade of WXMJ and reallocation and change in reference coordinates of WWLY**

<u>Minimum Number of Aural Services Available</u>	<u>Maximum Number of Aural Services Available</u>	<u>Description of Area Under Study See Map - Exhibit 1</u>	<u>Area (km²)</u>	<u>Population 2000 Census</u>
3 [N]	16	North Gain Area	3,440	185,354
1 [S]	6	South Gain Area	990	12,659
5	6	East Loss Area	33	254
4 [W]	10	West Loss Area	462	8,997

* Note all of the gain and loss areas are well-served (5 or more aural services) except the areas indicated above with [N], [S] and [W]. Further details pertaining to these areas are contained below

[N] : In the North Gain Area WXMJ will be either a 4th or 5th aural service to an area of 27 km² which contains a population of 561 persons.

[S] : In the South Gain Area WWLY will be either a 2nd, 3rd, 4th or 5th aural service to an area of 793 km² which contains a population of 11,000 persons.

[W] . In the West Loss Area the proposed arrangement of allotments will create a new underserved area of 42 km², containing a population of 1,374 persons, where 4 aural services will be left

**Public Interest Showing Summary
Proposed Rulemaking
December, 2003**

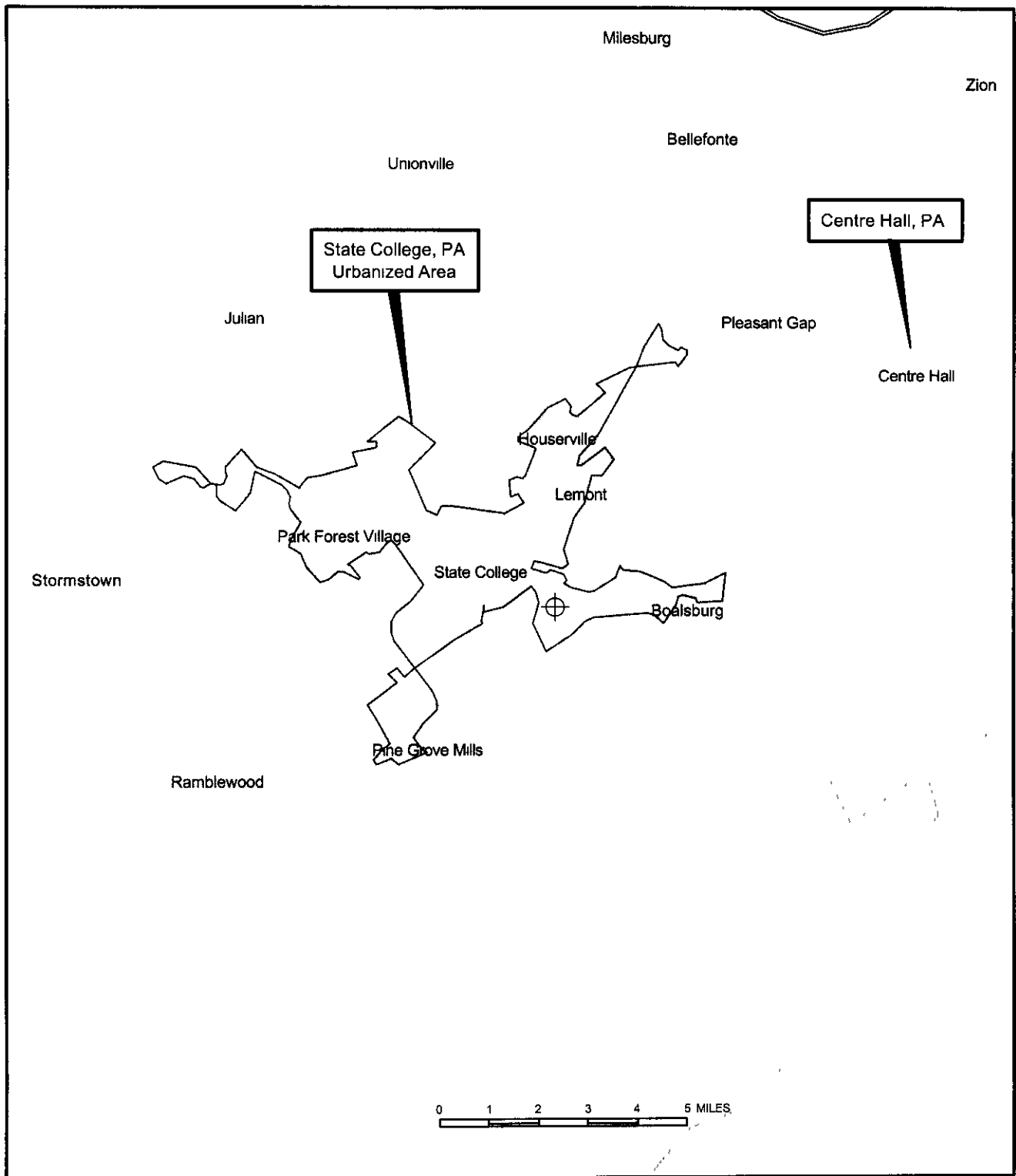
Net Gain Area and Loss Area Statistics

Total Gain Area	=	4,934	km ²
Total Loss Area	=	999	km ²
NET	=	3,935	km² GAIN AREA

Total Population in Gain Area	=	203,633	persons
Total Population in Loss Area	=	27,899	persons
NET	=	175,734	Population GAINED

Total Underserved Area which will receive a new aural service	=	820	km ²
New Underserved Area	=	42	km ²
NET	=	778	km² Underserved Area which will GAIN an aural service

Total population in underserved area which will receive a new aural service	=	11,561	persons
Total population in new underserved area	=	1,374	persons
NET	=	10,187	persons in Underserved Area will GAIN an aural service



STATE COLLEGE, PA, URBANIZED AREA
CENTRE HALL, PA, CITY LIMITS
DECEMBER, 2003